

**LABOR SERVICES DIVISION[875]**

**Adopted and Filed**

Pursuant to the authority of Iowa Code section 88.5, the Labor Commissioner hereby rescinds Chapter 8, “Consultative Services,” Iowa Administrative Code, and adopts a new chapter with the same title.

The Occupational Safety and Health Consultation and Education Bureau of the Iowa Division of Labor Services provides services upon request to employers without charge. The purpose of the services is to help employers provide safe and healthy workplaces.

The amendment updates the rules for the Bureau to reflect current federal requirements; updates the rules to reflect the confidentiality provision of Iowa Code subsection 88.16(4); makes changes to the definitions; makes editorial and technical changes; changes the rules governing the relationship between the Bureau and the Iowa OSHA Enforcement Bureau of the Iowa Division of Labor Services; allows recognition and exemption programs; adopts changes concerning preparation by a consultant for an on-site consultation visit; adopts changes concerning an opening conference, an initial walk-through of a work site, employee interviews, and a closing conference; requires an employer to share certain information about the consultation visit with employees; and changes provisions governing the right of an employer to expand or narrow the scope of consultation activity.

The principal reasons for adoption of this amendment are to implement Iowa Code chapter 88, to protect employee safety and health, and to make Iowa’s occupational safety and health regulations more current and consistent with federal regulations.

Notice of Intended Action was published in the January 13, 2010, Iowa Administrative Bulletin as **ARC 8472B**. No public comment was received on the proposed rules. These rules are identical to those that were published under Notice of Intended Action.

No variance provisions are included in these rules. Variance procedures are set forth in 875—Chapter 5.

These rules are intended to implement Iowa Code chapter 88.

These rules shall become effective on April 14, 2010.

EDITOR’S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these rules [Ch 8] is being omitted. These rules are identical to those published under Notice as **ARC 8472B**, IAB 1/13/10.

[Filed 2/18/10, effective 4/14/10]

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[For replacement pages for IAC, see IAC Supplement 3/10/10.]